

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

BEN KUMM; GLEN R. KUMM; JANICE  
KUMM and DEANN KUMM, individually  
and as co-personal representatives of  
the ESTATE OF GAYLORD KUMM;  
ESTATE OF GAYLORD KUMM; and  
STARR KUMM n/k/a Starr Wallace,

Plaintiffs,

v.

PHOENIX LIFE INSURANCE COMPANY  
and PHL VARIABLE INSURANCE  
COMPANY,

Defendants.

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SUN LIFE ASSURANCE COMPANY  
OF CANADA,

Plaintiff,

v.

JANICE KUMM AND DEANN KUMM,  
as co-personal representatives of  
the ESTATE OF GAYLORD KUMM;  
DEANN KUMM, individually; ESTATE  
OF GAYLORD KUMM; BEN KUMM,  
individually, GLEN R. KUMM,  
individually; and STARR KUMM n/ka  
Starr Wallace, individually,

Defendants and  
Third-Party Plaintiff,

v.

GERALD BRYCE, JAMES GRENDALL,  
BRYAN REIL, and PARADIGM  
FINANCIAL SERVICES, LLC,

Third-Party Defendants.

8:08CV368

ORDER

8:08CV290

Upon consideration and after determining the above-captioned matters involve common questions of law and fact, the above-captioned matters are consolidated for discovery purposes to avoid unnecessary cost or delay pursuant to Fed. R. Civ. P. 42(a).

**IT IS SO ORDERED.**

DATED this 17th day of August, 2009.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge